IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.9635 of 2008
SAROJ ACHARYA
Versus
THE STATE OF BIHAR
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3 05/05/2008 The petitioner seeks bail in connection with Biraul P.S. Case No. 178 of 2003 registered under sections 302/34 of the Indian Penal Code.

The informant's younger daughter Sanju Devi was married five years earlier with the petitioner. After marriage she was being subjected to torture by the petitioner and other family members. Allegation is that on 16.10.2003 at the behest of Manoj Acharaya this petitioner and others burnt Sanju Devi to death.

Submission is that in course of investigation mother-in-law of another daughter of the informant Ranju Devi whose house was situated in front of the house of the accused persons told that the deceased has tried to commit suicide and the people ran to save her. After she got burn injury she was taken to hospital but on the way she died. Further submission is that the informant in his further statement stated that Manoj Acharya asked him not to marry with the petitioner because the petitioner was a mentally derailed person. Raj Kumari Devi the wife of the informant has stated that she has married her elder daughter in the same family and at the time of marriage Manoj Acharaya told them not to marry her daughter with the petitioner because he was a insane person. Sarhu of the petitioner Jitendra Kumar Chaudhary has stated during investigation that the deceased committed suicide. Similar is the statement of other witnesses also. It

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has further been submitted that similarly situated accused persons, namely, Manoj Acharya and Bebi Devi have been admitted to bail by this court.

Considering the facts and circumstances, the petitioner Saroj Acharya is directed to be released on bail on furnishing of bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the S.D.J.M., Biraul at Binepur in connection with Biraul P.S. Case No. 178 of 2003.

avin. **(Shyam Kishore Sharma, J.)**

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